



JFW

Docket: 2931 (203-3624)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): Reschke, et al.

EXAMINER: Michael F. Peffley

SERIAL NO.: 10/718,113

GROUP: Art Unit 3739

FILED: November 20, 2003

DATED: August 23, 2006

TITLE: **ELECTROSURGICAL PENCIL  
WITH IMPROVED CONTROLS**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO/SB/08A is brought to the attention of the Examiner. Copies of the U.S. patent documents are not provided in accordance with the waiver of that requirement under 37 C.F.R. §1.98.

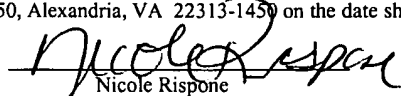
The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

---

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Dated: August 23, 2006

  
Nicole Rispon

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

- ☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- ☒ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).
- ☐ Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(2).
- ☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
- ☐ Please charge the \$130.00 petition fee to Deposit Account No. **21-0550**.
- ☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).
- ☐ Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. **21-0550**.
- ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account **21-0550**. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. **21-0550** therefor.

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'F. Sardone', written over a horizontal line.

Francesco Sardone

Reg. No.: 47,918

Attorney for Applicant(s)

***Carter, DeLuca, Farrell & Schmidt, LLP***

445 Broad Hollow Road - Suite 225

Melville, New York 11747

Tel.: (631) 501-5700

Fax: (631) 501-3526

FS/nr

AUG 28 2006

PTO/SB/08a (08-03 )

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

Sheet	1
-------	---

---

1

of

---

1

## Complete if Known

Application Number	10/718,113
Filing Date	November 20, 2003
First Named Inventor	Reschke, et al.
Art Unit	3739
Examiner Name	Michael F. Peffley
Attorney Docket Number	2931 (203-3624)

U.S. PATENT DOCUMENTS *WITHOUT REFERENCES*

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		2,102,270	12-14-1937	HYAMS	
		3,494,363	2-10-1970	JACKSON	
		4,620,548	11-4-1986	HASSELBRACK	
		4,796,623	1-10-1989	KRASNER ET AL.	
		5,190,541	3-2-1993	ABELE ET AL.	
		5,599,346	2-4-1997	EDWARDS ET AL.	
		5,634,935	6-3-1997	TAHERI	
		5,879,347	3-9-1999	SAADAT	
		6,068,603	5-30-2000	SUZUKI	
		6,352,544	3-5-2002	SPITZ	
		6,526,320	2-25-2003	MITCHELL	
		2002/0026145 A1	2-28-2002	BAGAOISAN ET AL.	
		2002/0133148 A1	9-19-2002	DANIEL ET AL.	
		2002/0151886 A1	10-17-2002	WOOD	
		2003/0055421 A1	3-20-2003	WEST ET AL.	
		2006/0178667 A1	8-10-2006	SARTOR, ET AL	

## FOREIGN PATENT DOCUMENTS *WITH REFERENCES*

[illegible]

Examiner	Date Considered
Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	